

Feb 07, 2018

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

ERIC LYNN HEARTBURG,
Movant,
-vs-
UNITED STATES OF AMERICA,
Respondent.

No. 2:04-CR-0021-WFN-1

ORDER DENYING § 2255
MOTION AS MOOT

Before the Court is Movant's 28 U.S.C. § 2255 Motion to Vacate, Set Aside or Correct Sentence. (ECF No. 34). The Court recently revoked Mr. Heartburg imposing time served with no additional supervised release. See ECF No. 59. The Court has reviewed the file and Movant's Motion and is fully informed. Accordingly,

IT IS ORDERED that Movant's Motion to Vacate, Set Aside or Correct Sentence by a Person in Federal Custody Pursuant to 28 U.S.C. § 2255, filed June 7, 2016, **ECF No. 34**, is **DENIED AS MOOT**.

The District Court Executive is directed to:

- File this Order,
- Provide copies to counsel
- **CLOSE** the corresponding civil file, 2:16-CV-0199-WFN.

DATED this 7th day of February, 2018.

s/ Wm. Fremming Nielsen
WM. FREMMING NIELSEN
SENIOR UNITED STATES DISTRICT JUDGE

02-07-18

ORDER DENYING § 2255
MOTION AS MOOT